CLERK'S OFFICE U.S. DIST. COURT

JOHN F. CORCORAN, CLERK

IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA ROANOKE DIVISION

DWIGHT LEWIS, Petitioner,

Civil Action No. 7:08-cv-00441

v.

DISMISSAL ORDER

K.W. DAVIS, WARDEN, Respondent.

Hon. Jackson L. Kiser Senior United States District Judge

In accordance with the Memorandum Opinion entered this day, it is now

ORDERED

that the petition for writ of habeas corpus filed by petitioner, pursuant to 28 U.S.C. § 2254, shall be and hereby is **DISMISSED** without prejudice as successive.

The Clerk is directed to send a copy of this Order and the accompanying Memorandum Opinion to petitioner.

ENTER: This 31st day of July, 2008.